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Jan 14 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Bamberg County

Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KURTINO DAMON WEATHERSBEE,

APPELLANT

APPELLATE CASE NO. 2025-000246

MOTION FOR AN EXTENSION OF TIME TO
SERVE AND FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Kurtino Damon Weathersbee respectfully requests a **fourth and final thirty (30) day extension from January 14, 2026 until February 13, 2026**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in the above-referenced case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a fourth request for an extension. In support of this request, counsel shows:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed with the Court today.
2. Counsel for Kurtino Damon Weathersbee respectfully submits that extraordinary

circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage her caseload, counsel hopes that no further extension requests will be required.

3. Counsel is presently drafting the Brief of Respondent in the murder case of The State v. Tirik Johnson-Epps before the Supreme Court. Counsel is presently drafting the Brief of Respondent in the case of The State v. Samir Shank before the Supreme Court. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v Carlton Devonte Brown with this Court on January 7, 2026. Counsel filed the Petition for Rehearing in the case of The State v. Celia Windham with this Court on January 7, 2026. Counsel filed the Initial Brief of Appellant and Designation of Matter in the case of The State v. Brittany Nicole Rutland with this Court on January 6, 2026. Counsel filed the Petition for Rehearing in the case of The State v. James Orian Gregory with this Court on December 11, 2025. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Roderick Shundale Dover with this Court on December 8, 2025. Counsel filed the Brief of Appellant and the Record on Appeal in the case of The State v. Jessie Salcedo Bueno with this Court on November 26, 2025. Counsel filed the Petition for Rehearing in the case of The State v. Rodney David Riggins with this Court on November 20, 2025. Counsel filed the Reply to Return to Petition for Writ of Certiorari to the Court of Appeals in the case of The State v. Terry S. Tyler with the Supreme Court on November 18, 2025. Counsel appeared for Oral Argument in the case of Maurice Anthony Odom v. The State before this Court on November 6, 2025.

4. Counsel makes this request in good faith and not for purpose of delay. Counsel intends to continue to work on the cases with more than three extensions first so that the caseload

will hopefully become more manageable in the near future, and less extensions will need to be requested.

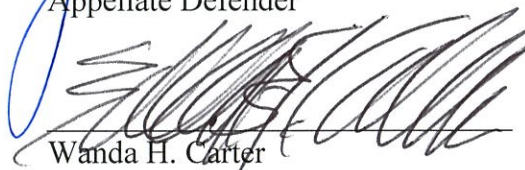
5. On January 2, 2026, opposing counsel, the Attorney General's Office, graciously consented to this extension request by way of general consent granted in writing, by Deputy Attorney General Donald J. Zelenka for all Appellate Defense extensions through February 1, 2026.

WHEREFORE, the undersigned counsel would respectfully request a **fourth and final thirty (30) day extension from January 14, 2026 until February 13, 2026**, in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case based upon the above exigent circumstances.

Respectfully submitted,



Jessica M. Saxon
Appellate Defender



Wanda H. Carter
Chief Appellate Defender



J. Hugh Ryan, III
Executive Director/
Hervey B. O. Young
Deputy Director and General Counsel/
W. Lawrence Brown
Deputy General Counsel and Training Director

This 14th day of January, 2026.

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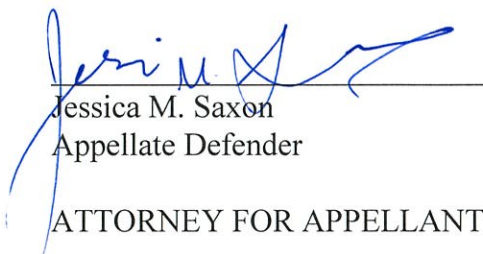
KURTINO DAMON WEATHERSBEE,

APPELLANT

APPELLATE CASE NO. 2025-000246

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion for Extension in the above-referenced case has been served upon Melody J. Brown, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of January, 2026.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Mcinnis, Sara](#)
To: [Melody Brown](#)
Cc: [SC - BROWN ANGELA](#); [Saxon, Jessica](#); [Warren, Kaylynn](#)
Subject: 2025-000246 The State v. Kurtino Damon Weathersbee Fourth Motion for Extension
Date: Wednesday, January 14, 2026 11:20:00 AM
Attachments: 2025-000246 The State v. Kurtino Damon Weathersbee Fourth Motion for Extension.pdf

Good Morning Ms. Brown,

Attached for service in the above-referenced case is the fourth motion for an extension of time to serve and file the initial brief of appellant and designation of matter, which will be filed with the Court of Appeals today, January 14, 2026, via email filing.

Thank you,

Sara McInnis
Administrative Assistant
South Carolina Commission on Indigent Defense
Appellate Division
(803) 734-1330

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